

PAUL L. REIN, ESQ.  
CELIA MCGUINNESS, ESQ.  
CATHERINE M. CABALO, ESQ.  
LAW OFFICES OF PAUL L. REIN  
200 Lakeside Drive, Suite A  
Oakland, CA 94612  
T: 510/832-5001  
F: 510/832-4787

BRIAN GEARINGER, ESQ.  
GEARINGER LAW GROUP  
825 Van Ness Avenue, 4<sup>th</sup> Floor  
San Francisco, CA 94109-7837  
T: 415/440-3102  
F: 415/440-3103

Attorneys for Plaintiff TERRY COCHRELL

MARK J. ZEMBSCH  
CITY ATTORNEY'S OFFICE  
2180 Milvia Street, Fourth Floor  
Berkeley, CA 94704  
T: 510-981-6998  
F: 510-981-6960

Attorney for CITY OF BERKELEY

PETER P. EDRINGTON, Esq. (074355)  
JAMES M. MARZAN, Esq. (133931)  
EDRINGTON, SCHIRMER & MURPHY LLP  
2300 Contra Costa Boulevard, Suite 450  
Pleasant Hill, CA 94523-3936  
Telephone: (925) 827-3300  
Facsimile: (925) 827-3320

Attorneys for Defendant BERKELEY UNIFIED  
SCHOOL DISTRICT

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TERRY COCHRELL,  
Plaintiff,

vs.

BERKELEY UNIFIED SCHOOL  
DISTRICT; CITY OF BERKELEY; DOES 1  
through 10, inclusive,  
Defendants.

CASE NO.: C11-03395 SI

**STIPULATION AND [PROPOSED]  
ORDER TO CONTINUE FURTHER  
CASE MANAGEMENT CONFERENCE**

1 Plaintiff TERRY COCHRELL and Defendants BERKELEY UNIFIED SCHOOL  
2 DISTRICT and CITY OF BERKELEY, hereby jointly stipulate and request through their  
3 attorneys of record that the Further Case Management Conference currently scheduled for August  
4 24, 2012, be continued to September 28, 2012, to allow further settlement discussions among the  
5 parties. This request is based on the following good cause:

- 6 1. The Court Ordered on June 22, 2012 that the parties return to mediation with  
7 Mediator Howard Herman.
- 8 2. The parties have been working cooperatively in settlement discussions and have set a  
9 mediation date of August 24, 2012, from 10 a.m. – 6:00 p.m. This was the only date  
10 which accommodated all parties' schedules. It is the same date as the currently  
11 scheduled Further Case Management Conference.
- 12 3. The parties will exchange mediation statements no later than August 17, 2012, the  
13 same date the Case Management Conference statement is due.
- 14 4. Mediation on August 24, 2012, may change the posture of the case, or may not  
15 conclude before the time set for the Further Case Management Conference. Either  
16 way, the case may change dramatically between filing of the Joint Case Management  
17 Statement and the Conference.
- 18 5. The parties would like to proceed with the mediation process on August 24, 2012,  
19 without external time constraints.

20 Therefore the parties stipulate and request that the Court set the Further Case  
21 Management Conference on September 28, 2012.

22 IT IS SO STIPULATED.

23 //

24 //

25 //

26 //

27 //

28 //

1 DATED: August 9, 2012

LAW OFFICES OF PAUL L. REIN

2  
3 /s/Celia McGuinness

4 Celia McGuinness  
Attorney for Plaintiff TERRY COCHRELL

5 DATED: August 13, 2012

GEARINGER LAW GROUP LLP

6  
7 /s/Brian Gearing

8 Brian Gearing  
Attorney for Plaintiff TERRY COCHRELL

9 DATED: August 9, 2012

CITY OF BERKELEY ATTORNEY'S OFFICE

10  
11 /s/Mark Zembsch

12 Mark Zembsch  
Attorneys for Defendant  
13 CITY OF BERKELEY

14 DATED: August 9, 2012

EDRINGTON, SCHIRMER & MURPHY LLP

15  
16 /s/James Marzan

17 James M. Marzan  
Attorneys for Defendant  
18 BERKELEY UNIFIED SCHOOL DISTRICT

**ORDER**

Pursuant to the stipulation, and for good cause show, IT IS SO ORDERED. The Court hereby grants the parties' request for a continuance of the Further Case Management Conference from August 24, 2012, to September 28, 2012.

DATED: 08/14, 2012

